

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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:
Wachovia Bank, National Association and
Wachovia Capital Markets LLC,
:

Plaintiffs,
:

08 CV 5655 (UA)
:

-against-
:

VCG Special Opportunities Master Fund, Ltd.
(f.k.a. CDO Plus Master Fund Ltd.),
:


Defendant.
:
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NOTICE OF MOTION FOR PRELIMINARY INJUNCTION

PLEASE TAKE NOTICE THAT, upon the accompanying Declarations of Melissa Helfrich and Shawn Patrick Regan and the exhibits thereto, the accompanying Memorandum of Law, and upon all prior proceedings had herein, Plaintiffs Wachovia Bank, National Association and Wachovia Capital Markets, LLC respectfully moves this Court pursuant to Rule 65 of the Federal Rules of Civil Procedure for an Order preliminarily enjoining Defendant VCG Special Opportunities Master Fund, Ltd. (f.k.a. CDO Plus Master Fund Ltd.) from proceeding with a Financial Industry Regulatory Authority Arbitration, captioned *VCG Special Opportunities Master Fund LTD. f/k/a CDO Plus Master Fund Ltd. v. Wachovia Capital Markets LLC*, FINRA Dispute Res. No. 08-01420, which was initiated by Plaintiff against Wachovia Capital Markets.

Respectfully submitted, this the 26th day of June, 2008.

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